UNITED NATIONS **A**

General Assembly

Distr.
GENERAL

A/RES/46/135
2 March 1992

Forty-sixth session
Agenda item 98

RESOLUTION ADOPTED BY THE GENERAL ASSEMBLY

[on the report of the Third Committee (A/46/721 and Corr.1)]

46/135. Situation of human rights in Kuwait under Iraqi occupation

The General Assembly,

Recalling its resolution 45/170 of 18 December 1990,

Guided by the principles embodied in the Charter of the United Nations, the Universal Declaration of Human Rights, 1/ the International Covenants on Human Rights 2/ and the Geneva Conventions of 12 August 1949, 3/

Aware of its responsibility to promote and encourage respect for human rights and fundamental freedoms for all and resolved to remain vigilant with regard to violations of human rights wherever they occur,

Reaffirming that all Member States have an obligation to promote and protect human rights and fundamental freedoms and to fulfil obligations they have freely undertaken under the various international instruments,

Expressing its grave concern at the grave violations of human rights and fundamental freedoms during the occupation of Kuwait,

---

1/ Resolution 217 A (III).

2/ Resolution 2200 A (XXI), annex.

3/ United Nations, Treaty Series, vol. 75, Nos. 970-973.

/...

92-10073

1. Takes note with satisfaction of Commission on Human Rights resolution 1991/67 of 6 March 1991; 4/

2. Expresses its appreciation to the Special Rapporteur on the situation of human rights in Kuwait under Iraqi occupation for his preliminary report; 5/

3. Expresses its deep concern for Kuwaiti and third-country national detainees and missing persons in Iraq;

4. Requests the Government of Iraq to provide information on all Kuwaiti persons and third-country nationals deported from Kuwait between 2 August 1990 and 26 February 1991 who may still be detained and, in accordance with its obligations under article 118 of the Geneva Convention relative to the Treatment of Prisoners of War of 12 August 1949 6/ and article 134 of the Geneva Convention relative to the Protection of Civilian Persons in Time of War of 12 August 1949, 7/ to release these persons without delay;

5. Also requests the Government of Iraq to provide, in accordance with its obligations under articles 120 and 121 of the Geneva Convention relative to the Treatment of Prisoners of War and articles 129 and 130 of the Geneva Convention relative to the Protection of Civilian Persons in Time of War, detailed information on persons arrested in Kuwait between 2 August 1990 and 26 February 1991 who may have died during or after that period while in detention, as well as on the site of their graves;

6. Further requests the Government of Iraq to search for the persons still missing and to cooperate with international humanitarian organizations, such as the International Committee of the Red Cross, in this regard;

7. Requests that the Government of Iraq cooperate with and facilitate the work of international humanitarian organizations, notably the International Committee of the Red Cross, in their search for and eventual repatriation of Kuwaiti and third-country national detainees and missing persons.

75th plenary meeting
17 December 1991

4/ See Official Records of the Economic and Social Council, 1991, Supplement No. 2 (E/1991/22), chap. II, sect. A.

5/ A/46/544 and Corr.1.

6/ United Nations, Treaty Series, vol. 75, No. 972.

7/ Ibid., No. 973.